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EXTRAORDINARY

PART II—Section 3—Sub-section (ii)

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## MINISTRY OF COMMERCE AND INDUSTRY

### ORDER

*New Delhi, the 30th June, 1958*

**S.O. 1257/IDRA/18G/22/58.**—Whereas it appears to the Central Government that for the purpose of securing the equitable distribution and availability at fair prices of cement, the supply and distribution of, and trade and commerce in, cement should be regulated;

Now, therefore, in exercise of the powers conferred by section 18G of the Industries (Development and Regulation) Act, 1951 (LXV of 1951) and in supersession of the Cement Control Order, 1956 the Central Government hereby makes the following Order, namely:—

**1. Short title, extent and commencement.**—(1) This Order may be called the Cement Control Order, 1958.

(2) It extends to the whole of India except the State of Jammu and Kashmir.

(3) It shall come into force on the first day of July, 1958.

**2. Definitions.**—In this Order, unless the context otherwise requires,—

(a) "cement" means any variety of cement manufactured in India, and includes rapid hardening cement and low heat cement, but does not include water-proof cement and white and coloured cement (other than grey portland cement) or any other variety of cement which the Central Government may, by notification in the Official Gazette, specify as not being cement for the purpose of this Order;

(b) "Corporation" means the State Trading Corporation of India (Private) Limited;

(c) "producer" means any person who manufactures cement.

**3. Producers to sell cement to Corporation.**—(1) Every producer shall sell—

(a) the entire quantity of cement held in stock by him on the date of commencement of this Order; and

(b) the entire quantity of cement which may be produced by him during a period of three years from the date of commencement of this Order; except such quantity as may be mutually agreed upon from time to time between him and the Central Government;

to the Corporation, and deliver the same to such person or persons as may be specified by the Corporation in this behalf from time to time.

(2) Notwithstanding any contract to the contrary, no producer shall dispose of cement held in stock or produced by him except in accordance with the provisions of sub-clause (1).

**4. Cement not to be removed from premises of producer without permission.—**

(1) No producer shall remove or permit the removal of any cement, whether sold or unsold, from any part of his premises to any place outside his premises except with the written permission of the Central Government or such officer as may be specified by it in this behalf.

(2) Nothing contained in sub-clause (1) shall apply in respect of any cement sold to the Corporation in pursuance of clause 3.

**5. Maintenance and production of books of accounts etc. by producers.—**(1) Every producer shall keep such books, accounts and records relating to the production of cement as the Central Government may require.

(2) Every producer and every person employed by him in connection with the production of cement shall, on being required so to do either by the Central Government or by such authority as may be specified in this behalf by the Central Government, and within such period as may be allowed in this behalf—

(a) produce before the Central Government or authority such books of account or other documents as may be specified by the Central Government or authority; and

(b) furnish to the Central Government or authority such returns and other information relating to his business as may be so specified.

**6. Controlled prices of cement.—**(1) The price at which a producer may sell cement shall be as specified in the Schedule:

Provided that except in the case of any sale to the Government for the Directorate General of Supplies and Disposals, where a producer on the basis of a separate agreement has agreed or agrees to allow a rebate discount or commission, the Corporation shall be entitled to deduct from the price payable in respect of the cement sold to it the amount of the rebate, discount or commission so agreed upon:

Provided further that in respect of rapid hardening cement there shall be added to the price a sum of Rs. 6 per ton or such other sum as the Central Government may fix in this behalf:

Provided also that in respect of low heat cement there shall be added to the price a sum of Rs. 10 per ton or such other sum as the Central Government may fix in this behalf.

*Explanation.*—The price fixed in the Schedule is exclusive of—

(i) the excise duty payable by the producer in respect of the cement produced by him; and

(ii) the cost of packing or of containers, if any.

2) The price at which the Corporation may sell cement to any person shall be Rs. 117/50 nP. per ton of packed cement free on rail destination railway station exclusive of State and Inter-State Sales Tax:

Provided that the Corporation may with the prior approval of the Central Government allow a rebate, discount or commission in the price of cement sold to the Government for the Directorate General of Supplies and Disposals:

Provided further that—

(i) in respect of rapid hardening cement and low heat cement the price at which the Corporation may sell such cement to any person shall be Rs. 130 per ton of packed cement free on rail destination railway station;

(ii) in respect of unpacked cement the price referred to in this sub-clause shall be reduced by such maximum amount as may be fixed by the Central Government under sub-clause (4) in respect of new gunny bag packings;

(3) The price at which cement may be sold in a State by a dealer (whether wholesale or retail) other than the Corporation shall be such as may be fixed by the State Government.

(4) For the purposes of this clause the Central Government may fix the maximum amounts payable in respect of packing or containers, and different maxima may be fixed for different kinds of packing or containers.

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[See clause 6 (i)]

The price at which each producer may sell cement free on rail ex-works is the price which has been determined by the Central Government in respect of that producer having regard to the recommendations of the Tariff Commission on the revision of prices of Cement, and to all other relevant circumstances, that is to say,—

Sl. No.	Name of Producer	Price per ton.
(1)	Messrs. Associated Cement Cos. Ltd., No. 121, Queens' Road, Bombay—I . . . . .	Rs. 58.00
(2)	Messrs. Rohtas Industries Ltd., Dalmianagar . . . . .	Rs. 54.50
(3)	Messrs. Jaipur Udyog Limited, Sawai Madhopur . . . . .	Rs. 57.00
(4)	Messrs. Ashoka Cement Limited, Dalmianagar . . . . .	Rs. 65.00
(5)	Messrs. Dalmia Cement (Bharat) Limited, Dalmiapuram . . . . .	Rs. 54.50
(6)	Messrs. Orissa Cement Limited, Rajgangpur . . . . .	Rs. 55.50
(7)	Messrs. Dalmia Dadri Cement Limited, Dalmia Dadri . . . . .	Rs. 56.50
(8)	Messrs. Shree Digvijay Cement Co. Limited, Seeka . . . . .	Rs. 56.50
(9)	Messrs. Sone Valley Portland Cement Co. Limited, Japla . . . . .	Rs. 59.00
(10)	Messrs. Kalyanpur Lime and Cement Works, Limited, Banjari . . . . .	Rs. 59.00
(11)	Messrs. Andhra Cement Co. Ltd., Vijayawada . . . . .	Rs. 65.00
(12)	Messrs. Bagalkot Cement Co. Ltd., Bagalkot . . . . .	Rs. 62.50
(13)	Messrs. India Cements Limited, Talaiyuthu . . . . .	Rs. 60.50
(14)	Messrs. Travancore Cements Limited, Kottayam . . . . .	Rs. 80.50
(15)	Messrs. Mysore Iron & Steel Works, Bhadravati . . . . .	Rs. 58.50
(16)	Messrs. U. P. Government Cement Works, Churk, U. P. . . . .	Rs. 57.00
(17)	Messrs. K. C. P. Ltd., Macherla . . . . .	Rs. 54.50

[No. CEM-14(12)/58.]

N. SUBRAHMANYAM, Joint Secy.

